

Appl. No. : 10/645,984  
Filed : August 22, 2003

REMARKS

The foregoing amendments and the following remarks follow the December 14, 2005 Election/Restriction Requirement. Claims 1-21 remain pending in the present application, Claim 8 having been amended. Applicants also submit that the above amendment has not narrowed the claim language. Rather, the amendment was made solely to make a dependent claim refer to the proper independent claim.

Election/Restriction Requirement

In response to the election requirement, Applicant elects Species 25, Figures 31 and 32. Applicant submits that at least Claims 1-7, 9-13, and 15-20 read on the elected species.

The present election is being made with traverse. Applicant submits that it is well established that:

If the search and examination of an entire application can be made without **serious burden**, the examiner **must** examine it on the merits, **even though it includes claims to independent or distinct inventions**.

M.P.E.P. § 803 (emphasis added).

All of the claims are directed to a window assembly. A proper search for art related to the elected species would necessarily include the classes and subclasses relevant to a search for the non-elected species. Thus, examination of all the claims would not present a substantial further "serious burden" on the Office. Applicants therefore respectfully request that the present election of species requirement be withdrawn.

Appl. No. : 10/645,984  
Filed : August 22, 2003

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 16, 2006

By: 

Michael A. Guiliana  
Registration No. 42,611  
Attorney of Record  
2040 Main St.  
Fourteenth Floor  
Irvine, CA 92614  
Customer No. 20,995  
(949) 760-0404

2289980  
011606

01/20/2006 CCHAU1 00000001 10645984

01 FC:2251

60.00 OP